

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 70, Relative to correction of certain House bill.

Be it resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be directed to correct next to the last paragraph of Section 2 of House bill No. 434 so as to conform to the statute which said bill amends.

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. E. No. 375, "An Act to amend Sections 1 and 2 of Chapter 304, page 678, et seq., of the Acts of the Regular Session of the Forty-first Legislature of the State of Texas, so as to include onion and spinach seed and include in addition to the other data to be shown the year in which such seed were grown, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 454, "An Act to amend Article 4469, Title 71, Chapter 3, of the Revised Civil Statutes of the State of Texas, 1925, providing for the registration and registration fee of importers and manufacturers of foods and drugs, and defining manufacturers and importers, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 473, "An Act regulating the filing and recording of maps and plats of subdivisions and re-subdivisions of real estate and conveyances of a subdivision or part thereof without duly authorized map thereof on record, and prescribing penalties for the violation thereof, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

FIFTY-EIGHTH DAY.

(Wednesday, May 20, 1931.)

The House met at 2 o'clock p. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Mr. Speaker.	Dowell.
Adams of Harris.	Dunlap.
Adams of Jasper.	Duvall.
Adamson.	Dwyer.
Adkins.	Elliott.
Akin.	Engelhard.
Albritton.	Farmer.
Alsup.	Farrar.
Anderson.	Ferguson.
Baker.	Finn.
Barron.	Fisher.
Beck.	Forbes.
Bedford.	Ford.
Bond.	Fuchs.
Bounds.	Gilbert.
Boyd.	Giles.
Bradley.	Goodman.
Brice.	Graves.
Brooks.	Grogan.
Bryant.	Hanson.
Burns of Walker.	Hardy.
Burns of McCulloch.	Harman.
Carpenter.	Harrison of El Paso.
Caven.	Harrison of Waller.
Claunch.	Hatchitt.
Coombes.	Hefley.
Cox of Lamar.	Herzik.
Cox of Limestone.	Hill.
Dale.	Hines.
Daniel.	Holder.
Davis.	Holland.
DeWolfe.	Hoskins.
Dodd.	Howsley.
Donnell.	

Hubbard.	Petsch.
Hughes.	Pope.
Jackson.	Ramsey.
Johnson	Ratliff.
of Dallam.	Ray.
Johnson	Reader.
of Dimmit.	Richardson.
Johnson of Morris.	Rogers.
Jones of Shelby.	Rountree.
Jones of Atascosa.	Sanders.
Justiss.	Satterwhite.
Kayton.	Savage.
Keller.	Scott.
Kennedy.	Shelton.
Laird.	Sherrill.
Lasseter.	Smith of Bastrop.
Lee.	Smith of Wood.
Lemens.	Sparkman.
Leonard.	Stephens.
Lilley.	Stevenson.
Long.	Steward.
McCombs.	Strong.
McDougald.	Sullivant.
McGill.	Tarwater.
McGregor.	Towery.
Magee.	Turner.
Martin.	Van Zandt.
Mathis.	Vaughan.
Mehl.	Veatch.
Metcalfe.	Wagstaff.
Moffett.	Walker.
Moore.	Warwick.
Morse.	Weinert.
Munson.	West of Coryell.
Murphy.	West of Cameron.
Nicholson.	Westbrook.
Olsen.	Wiggs.
O'Quinn.	Wyatt.
Patterson.	Young.

Absent—Excused.

Coltrin.	Terrell
Cunningham.	of Cherokee.
Greathouse.	Terrell
Holloway.	of Val Verde.
Lockhart.	

A quorum was announced present.
Prayer was offered by the Rev.
John W. Holt, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Terrell of Val Verde for today, on motion of Mr. Reader.

Mr. Lockhart for today, on motion of Mr. Olsen.

Mr. Coltrin for today and the balance of the week, on motion of Mr. Hoskins.

The following members were granted leaves of absence on account of illness:

Mr. Cunningham for today, on account of illness in his family, on motion of Mr. Leonard.

Mr. Greathouse for today and the balance of the session, on account of death in his family, on motion of Mr. Farmer.

GRANTING EX-GOV. MOODY RIGHT TO PURCHASE CER- TAIN CHAIR.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 55, Relative to certain chair.

Whereas, The chair in the Governor's office used by Governor Dan Moody for four years as Governor is not being used in the Governor's office; and

Whereas, Governor Dan Moody used this chair for four years as Governor of Texas and is very anxious to purchase same from the State of Texas; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That a committee composed of one Senator, to be appointed by the Lieutenant Governor, and two members of the House of Representatives, to be appointed by the Speaker of the House, be authorized to place a value on said chair and to execute a bill of sale to Governor Dan Moody for said chair on payment of the value placed by said committee on the said chair, and that the money collected for said chair be deposited in the State Treasury to the credit of the general fund of the State of Texas.

The resolution was read second time.

Mr. Kayton offered the following amendment to the resolution:

Amend Senate concurrent resolution No. 55 as follows: "said value not to exceed \$1."

The amendment was lost.

Question recurring on the resolution, it was adopted.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Sanders, Senate bills Nos. 621 and 623 were ordered not printed.

On motion of Mr. McDougald Senate bill No. 378 was ordered not printed.

On motion of Mr. Vaughan, Senate bills Nos. 298 and 426 were ordered not printed.

On motion of Mr. Ratliff, Senate bill No. 498 was ordered not printed.

PROVIDING FOR THE PRINTING OF HOUSE MANUALS.

Mr. Harman offered the following resolution:

H. C. R. No. 71, Providing for the printing of House Manuals:

Be it resolved by the House of Representatives, the Senate concurring:

That there be printed for the use of the House and Senate five hundred and twenty-five (525) copies of the Texas Legislative Manual of the Forty-second Legislature. Said Manual shall contain the Constitution of Texas up-to-date, the Rules of the Senate, the Rules of the House, the Joint Rules of the House and Senate, all of which rules shall be properly indexed and annotated; Jefferson's Manual and the Constitution of the United States; a list of the standing committees of the two houses, and the names of Senators and Representatives and their respective districts. It shall also contain the names of the officers of the House and Senate and of the representatives of the press in attendance. Two hundred and twenty-five copies are to be bound in flexible morocco covers, at a cost not to exceed fifty cents per copy above the cost of the same books in flexible cloth, according to the specifications of the contract with the public printer.

Provided, further, that the name of each member and officer of the House and Senate be embossed upon the back of one copy of said Manual, which shall be the property of the member or officer whose name is upon said copy. Three-fourths of such bound copies shall be for the use of the House and one-fourth for the use of the Senate, and the expense of printing the Legislative Manual shall be paid out of the contingent funds of the two houses in said proportion; provided, that the public printer shall not be paid for composition but one time.

Provided, further, that of the remaining three hundred copies, two hundred shall be paper bound and turned over to the Secretary of State for the use of the Legislature hereafter, and the Secretary of State is hereby directed to keep such copies as are necessary for the use of the next Legislature. One hundred paper bound copies are to be delivered to the State Librarian for exchange with other State Libraries and for other

proper uses. The members of the press in attendance at this session shall be provided with a copy of said Manual by the Secretary of State.

The Speaker of the House and the President of the Senate shall designate and appoint the persons to properly annotate and edit the said Legislative Manual, and the cost of same shall be paid out of the contingent funds of the two houses in accordance with the direction of the Speaker of the House, the President of the Senate, and the chairmen of the contingent expense committees of their respective houses.

HARMAN,
WARWICK,
GRAVES,
HARDY,
BECK,
MORSE.

The resolution was read second time, and was adopted.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 842, "An Act authorizing the executor or administrator of estates, upon application and order authorizing same, to renew and extend obligations owing to or by such estates, and declaring an emergency."

S. B. No. 184, "An Act validating the surveys of all lands heretofore and hereafter made and returned to the General Land Office, which surveys are located in whole or in part within the corporate limits of any city, town or village within this State; vesting the title to lands included within the lines of said surveys as returned to the General Land Office in the parties for which same were made and their heirs, successors and assigns, and declaring an emergency."

S. B. No. 327, "An Act to amend Article 454, Chapter 7, Title 16, Revised Civil Statutes of Texas, 1925."

S. B. No. 308, "An Act requiring the county boards of various counties to notify the State Superintendent and the State Board of Education of the amount of the State available school funds to be set aside annually to the credit of the county administration fund; authorizing the State Superintendent, on the order of the

State Board of Education, to remit to the various county depositories the amount of State available school funds necessary for the support of the office of the county superintendent; repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 322, "An Act to amend Section 11, Chapter 61, Acts of the Second Called Session of the Legislature of the State of Texas, so as to provide for the payment of the expense of additional examination and prolonged audit and examination and reappraisement of real estate by the association."

S. B. No. 223, "An Act amending Article 2666 of the Revised Statutes of Texas of 1925, said article relating to new school districts at eleemosynary institutions, and declaring an emergency."

S. B. No. 303, "An Act to amend Article 838 of the Revised Civil Statutes of Texas, 1925, requiring the county treasurer of each county to make annual report to the State Comptroller of the interest and sinking fund for each set of county, common school district and road district bonds, county warrants, scrip warrants and amounts due banks; requiring the treasurer of each independent school district to make annual report of the interest and sinking fund for each set of bonds of such district; requiring the city treasurer of each city to make report showing the condition of the interest and sinking fund for each set of bonds, warrants, scrip warrants and amounts due banks; all of said reports shall show the amounts of such indebtedness outstanding on the 30th day of June of each year, and declaring an emergency."

TO GRANT S. G. BURNETT RIGHT TO SUE STATE.

Mr. McDougald offered the following resolution:

H. C. R. No. 72, To grant S. G. Burnett and others right to sue State of Texas.

Whereas, In cause No. 44271, entitled the State of Texas vs. P. P. Featherstone et al., in the district court of Travis county, Texas, the State of Texas on the 22nd day of July, 1929, recovered judgment against the defendants for the title to and possession of certain tracts of land and cancelling a certain deed dated the 16th day of March, 1920; and

Whereas, The defendants in said suit sought to recover from the State the purchase money that had been previously paid to the State but the court sustained a demurrer filed in behalf of the State on the ground that the State could not be sued without its consent and the Legislature had given no such consent; whereupon the defendants' action for purchase money was dismissed without prejudice; and

Whereas, The State of Texas has repossessed the land on the ground that the deed conveyed no title, but the State has not restored any part of the purchase money paid by said defendants for the land, nor has the State refunded the taxes or the value of any improvements that may have been placed on said land by the defendants; now, therefore, be it

Resolved by the House of Representatives of Texas, the Senate concurring, That S. G. Burnett, Bertha D. Paggi, Charles Paggi, for themselves and as executors of the will of Ed Paggi, deceased; C. T. Heisig, Hal G. Land, J. Rosenthal, B. A. Steinhagen, H. A. Perlstein, Ida L. Keith for herself and as independent executrix of the will of John L. Keith, deceased, their heirs or assigns, are hereby granted permission to sue the State of Texas on such cause of action, if any, as may have accrued to them as the result of the State's repossession of the property awarded to the State by judgment of the district court of Travis county, Texas, of date the 22nd day of July, 1929, in cause No. 44271, entitled the State of Texas vs. P. P. Featherstone et al., and as the result of transactions and dealings between the State of Texas and its officials on the one part and L. P. Featherstone and his successors in interest on the other part in respect to the properties described in said judgment and in the deed of conveyance from the State of Texas, by the Board of Prison Commissioners, to said L. P. Featherstone, dated the 16th day of March, 1920, which deed was cancelled and held to be void by the aforesaid judgment of court; and as the result of such actions as may have taken by the grantee in said deed and his assigns in reliance upon the validity of the deed.

Such suit may be filed in the district court of Travis county, Texas, at any time within two years from the date that this resolution takes effect. Service of process upon the State of

Texas may be had by serving the Attorney General of the State of Texas.

That this resolution is not intended to create a cause of action, but is intended to create a remedy whereby such cause of action as may exist in behalf of the persons above named may be established according to the applicable rules and principles of law and equity. Said suit shall be tried and determined in the trial and the appellate courts according to such rules of law and procedure as to liability and defenses as would be applicable if the suit were a suit by and against citizens of the State of Texas.

The resolution was read second time.

Mr. Kayton raised a point of order on further consideration of the resolution on the ground that the time for consideration of resolutions had expired.

The Speaker sustained the point of order.

REPORT OF COMMITTEE TO INVESTIGATE CONDUCT OF L. J. BRUCKS.

Mr. Stevenson submitted the following report of the committee in regard to investigating the conduct of L. J. Brucks:

Committee Room,

Austin, Texas, May 20, 1931.

Hon. Edgar E. Witt, President of the Senate, and Hon. Fred H. Minor, Speaker of the House of Representatives.

We, your committee appointed by virtue of House concurrent resolution No. 8, relating to Hon. Louis J. Brucks, then judge of the Thirty-eighth Judicial District of Texas, beg leave to report as follows:

1. Soon after appointment, we organized and there was submitted much data in the form of letters and affidavits, and before this committee officially considered this data, or arranged for any hearing, Judge Brucks advised of his contemplated retirement from the bench and tendered his resignation effective March 28, 1931, which has by the Governor of Texas been accepted and his successor appointed.

2. In view of the above facts, our duty, as we understand it under said resolution, becomes moot and, therefore, no further report is necessary.

3. We feel, however, that it is but justice to Judge Brucks for us to say that it appears that he has long re-

sided in his district and is the head of a most highly honored and respected family; that his integrity is above reproach and his ability unquestioned, and that he has at all times been arduous in the performance of his trust.

4. We respectfully request the acceptance of this report and a discharge of the committee.

STEVENSON,
HARDIN,
MARTIN,
JOHNSON of Dimmit,
BOND.

The report was received, and the committee discharged.

HOUSE BILL NO. 748, WITH SENATE AMENDMENTS.

Mr. Sanders called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 748, A bill to be entitled "An Act prohibiting the taking of more than ten (10) squirrels in one day or the possession of more than twenty (20) squirrels at any time; providing a penalty, and repealing all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Sanders, the House concurred in the Senate amendments by the following vote:

Yeas—113.

Adams of Harris.	Dale.
Adams of Jasper.	Daniel.
Adamson.	DeWolfe.
Akin.	Dodd.
Albritton.	Donnell.
Alsup.	Dowell.
Baker.	Dwyer.
Barron.	Elliott.
Beck.	Englehard.
Bedford.	Farrar.
Bounds.	Ferguson.
Boyd.	Fisher.
Bradley.	Forbes.
Brice.	Ford.
Bryant.	Fuchs.
Burns of Walker.	Gilbert.
Burns of	Giles.
of McCulloch.	Goodman.
Carpenter.	Grogan.
Caven.	Hanson.
Claunch.	Harman.
Coombes.	Harrison
Cox of Lamar.	of El Paso.

Harrison	Murphy.
of Waller.	Nicholson.
Hatchitt.	O'Quinn.
Herzik.	Petsch.
Hill.	Pope.
Hines.	Ratliff.
Holder.	Reader.
Holland.	Richardson.
Hoskins.	Rogers.
Hughes.	Rountree.
Jackson.	Sanders.
Johnson	Satterwhite.
of Dallam.	Savage.
Johnson	Scott.
of Dimmit.	Shelton.
Johnson of Morris.	Sherrill.
Jones of Shelby.	Smith of Bastrop.
Jones of Atascosa.	Smith of Wood.
Justiss.	Sparkman.
Kayton.	Stephens.
Keller.	Steward.
Kennedy.	Strong.
Laird.	Sullivant.
Lee.	Tarwater.
Lilley.	Towery.
Long.	Turner.
McCombs.	Van Zandt.
McDougald.	Vaughan.
McGill.	Veatch.
Magee.	Wagstaff.
Mathis.	Walker.
Mehl.	Weinert.
Moffett.	West of Coryell.
Moore.	Westbrook.
Morse.	Wiggs.
Munson.	Wyatt.

Present—Not Voting.

Farmer.

Absent.

Adkins.	Lasseter.
Anderson.	Lemens.
Bond.	Leonard.
Brooks.	McGregor.
Cox of Limestone.	Martin.
Davis.	Metcalfe.
Dunlap.	Olsen.
Duvall.	Patterson.
Finn.	Ramsey.
Graves.	Ray.
Hardy.	Stevenson.
Hefley.	Warwick.
Howsley.	West of Cameron.
Hubbard.	Young.

Absent—Excused.

Coltrin.	Terrell
Cunningham.	of Cherokee.
Greathouse.	Terrell
Holloway.	of Val Verde.
Lockhart.	

RELATIVE TO SENATE BILL
NO. 317.Mr. Sullivant moved to reconsider
the vote by which the House re-fused, on yesterday, to suspend the
regular order of business to take up,
for consideration at that time, Senate
bill No. 317.The motion to reconsider prevailed
by the following vote:

Yeas—77.

Adamson.	Johnson of Morris.
Adkins.	Jones of Shelby.
Alsup.	Justiss.
Anderson.	Kayton.
Beck.	Keller.
Bedford.	Kennedy.
Bounds.	Laird.
Bradley.	Lemens.
Burns of Walker.	McCombs.
Carpenter.	McDougald.
Caven.	McGill.
Coombes.	Mathis.
Davis.	Mehl.
Dodd.	Metcalfe.
Donnell.	Morse.
Dunlap.	Murphy.
Ferguson.	Nicholson.
Forbes.	Olsen.
Ford.	O'Quinn.
Goodman.	Patterson.
Graves.	Petsch.
Grogan.	Pope.
Hardy.	Ramsey.
Harman.	Reader.
Harrison	Satterwhite.
of El Paso.	Savage.
Harrison	Sherrill.
of Waller.	Smith of Bastrop.
Hefley.	Sparkman.
Herzik.	Steward.
Hill.	Sullivant.
Hines.	Tarwater.
Holder.	Turner.
Holland.	Van Zandt.
Howsley.	Vaughan.
Hubbard.	Veatch.
Hughes.	Warwick.
Jackson.	West of Coryell.
Johnson	Wyatt.
of Dimmit.	Young.

Nays—39.

Adams of Jasper.	DeWolfe.
Akin.	Dowell.
Albritton.	Farmer.
Baker.	Fisher.
Bond.	Fuchs.
Boyd.	Giles.
Brice.	Hanson.
Brooks.	Hoskins.
Bryant.	Johnson
Burns	of Dallam.
of McCulloch.	Lasseter.
Claunch.	Lee.
Cox of Lamar.	McGregor.
Cox of Limestone.	Magee.
Dale.	Munson.
Daniel.	Ratliff.

Ray.	Smith of Wood.
Richardson.	Stevenson.
Rogers.	Towery.
Scott.	Weinert.
Shelton.	

Present—Not Voting.

Farrar.

Absent.

Adams of Harris.	Long.
Barron.	Martin.
Duvall.	Moffett.
Dwyer.	Moore.
Elliott.	Rountree.
Englehard.	Sanders.
Finn.	Stephens.
Gilbert.	Strong.
Hatchitt.	Wagstaff.
Jones of Atascosa.	Walker.
Leonard.	West of Cameron.
Lilley.	Westbrook.
Lockhart.	Wiggs.

Absent—Excused.

Coltrin.	Terrell
Cunningham.	of Cherokee.
Greathouse.	Terrell
Holloway.	of Val Verde.

Paired.

Mr. Tarwater (present), who would vote "nay," with Mr. Terrell of Val Verde (absent), who would vote "yea."

SENATE JOINT RESOLUTION NO. 2 ON FINAL PASSAGE.

The Speaker laid before the House, for consideration at this time,

S. J. R. No. 2, Proposing an amendment to Article 3 of the Constitution of the State of Texas, by adding to Section 48 thereof a provision authorizing the levying of taxes for State highway purposes, and by adding to Section 49 of said article a provision enabling the Legislature to provide for the extension of the credit of the State for the purpose of the construction of a system of State highways and reimbursing outlays and assuming obligations made by counties, and defining road districts of the State thereof.

The resolution having heretofore been read third time.

Mr. Wagstaff moved a call of the House for the purpose of maintaining a quorum pending consideration of Senate joint resolution No. 2, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance

to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Cox of Lamar, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

Mr. Engelhard offered the following amendment to the resolution:

Amend Senate joint resolution No. 2, as engrossed, page 12, by adding after line 13 the following: "provided, that no refund provided for herein shall ever be made by any disbursing officer which may be created for that purpose, unless the claim presented for said refund shall have been first audited and approved by the State Auditor."

ENGELHARD
HUGHES,
MOFFETT.

Mr. McGregor raised the following point of order on further consideration of the amendment:

I object to a consideration of the amendment and raise the point of order against it that Senate joint resolution No. 2 having been considered by the House and defeated is now improperly and illegally before the House and cannot be amended as it has heretofore been defeated by this House.

The Speaker overruled the point of order.

Question recurring on the amendment by Mr. Engelhard, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—89.

Adams of Harris.	Claunch.
Adams of Jasper.	Cox of Lamar.
Adamson.	Cox of Limestone.
Albritton.	Daniel.
Alsup.	Davis.
Anderson.	Dodd.
Barron.	Dowell.
Beck.	Dunlap.
Bedford.	Dwyer.
Boyd.	Englehard.
Bradley.	Finn.
Bryant.	Forbes.
Burns of Walker.	Fuchs.
Burns	Gilbert.
of McCulloch.	Grogan.
Carpenter.	Harrison
Caven.	of El Paso.

Harrison	Moore.
of Waller.	Morse.
Herzik.	Munson.
Hill.	Murphy.
Hines.	Nicholson.
Holland.	Olsen.
Howsley.	O'Quinn.
Hubbard.	Patterson.
Hughes.	Petsch.
Jackson.	Ratliff.
Johnson	Ray.
of Dallam.	Reader.
Johnson	Richardson.
of Dimmit.	Rountree.
Johnson of Morris.	Savage.
Jones of Shelby.	Shelton.
Jones of Atascosa.	Smith of Bastrop.
Justiss.	Sparkman.
Keller.	Strong.
Laird.	Sullivant.
Lee.	Towery.
Lemens.	Turner.
Leonard.	Van Zandt.
Lilley.	Wagstaff.
McDougald.	Warwick.
McGill.	Weinert.
Martin.	West of Cameron.
Mathis.	Westbrook.
Mehl.	Wiggs.
Moffett.	Wyatt.

Nays—40.

Adkins.	Hoskins.
Akin.	Kennedy.
Baker.	Lasseter.
Bond.	Long.
Bounds.	McCombs.
Brooks.	McGregor.
Coombes.	Magee.
Dale.	Pope.
DeWolfe.	Ramsey.
Donnell.	Satterwhite.
Duvall.	Scott.
Elliott.	Sherrill.
Farmer.	Smith of Woods.
Ferguson.	Stephens.
Fisher.	Stevenson.
Giles.	Vaughan.
Graves.	Veatch.
Hanson.	Walker.
Hardy.	West of Coryell.
Hefley.	Young.

Absent.

Brice.	Kayton.
Farrar.	Metcalf.
Ford.	Rogers.
Goodman.	Sanders.
Harman.	Steward.
Hatchitt.	Tarwater.
Holder.	

Absent—Excused.

Coltrin.	Greathouse.
Cunningham.	Holloway.

Lockhart.
Terrell
of Cherokee.

Terrell
of Val Verde.

Mr. Engelhard offered the following amendment to the resolution:

Amend Senate joint resolution No. 2, as engrossed, page 12, by adding after line 35 the following: "provided, that after this amendment becomes effective no county, nor any number of adjoining counties, nor parts of any number of adjoining counties, nor any defined road district now or hereafter created by the State of Texas, shall issue bonds for the purpose of improving, constructing, maintaining and/or operating macadamized, graveled or paved roads and turnpikes, or in aid thereof, where such roads constitute a part of a designated State highway system of this State."

ENGELHARD,
HUGHES,
MOFFETT.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—78.

Adams of Harris.	Holland.
Adams of Jasper.	Howsley.
Adamson.	Hubbard.
Alsup.	Hughes.
Barron.	Jackson.
Beck.	Johnson
Bradley.	of Dimmit.
Burns of Walker.	Johnson of Morris.
Caven.	Jones of Shelby.
Claunch.	Jones of Atascosa.
Cox of Lamar.	Justiss.
Daniel.	Keller.
Davis.	Kennedy.
Dowell.	Lee.
Duvall.	Lemens.
Dwyer.	Lilley.
Engelhard.	McDougald.
Finn.	McGill.
Forbes.	Martin.
Ford.	Mehl.
Fuchs.	Moffett.
Gilbert.	Moore.
Grogan.	Morse.
Harman.	Munson.
Harrison	Murphy.
of El Paso.	Olsen.
Harrison	O'Quinn.
of Waller.	Patterson.
Hatchitt.	Petsch.
Herzik.	Ratliff.
Hill.	Ray.
Hines.	Reader.
Holder.	Richardson.

Rountree.	Turner.
Shelton.	Van Zandt.
Sherrill.	Vaughan.
Smith of Bastrop.	Wagstaff.
Sparkman.	Weinert.
Steward.	West of Cameron.
Strong.	Westbrook.
Towery.	Wyatt.

Nays—56.

Adkins.	Graves.
Akin.	Hanson.
Albritton.	Hardy.
Anderson.	Hefley.
Baker.	Hoskins.
Bedford.	Kayton.
Bond.	Lasseter.
Bounds.	Long.
Boyd.	McCombs.
Brice.	McGregor.
Brooks.	Magee.
Bryant.	Mathis.
Burns	Metcalfe.
of McCulloch.	Pope.
Carpenter.	Ramsey.
Coombes.	Rogers.
Cox of Limestone.	Satterwhite.
Dale.	Scott.
DeWolfe.	Smith of Wood.
Dodd.	Stephens.
Donnell.	Stevenson.
Elliott.	Sullivant.
Farmer.	Tarwater.
Farrar.	Veatch.
Ferguson.	Walker.
Fisher.	West of Coryell.
Giles.	Wiggs.
Goodman.	Young.

Present—Not Voting.

Nicholson.

Absent.

Dunlap.	Leonard.
Johnson	Sanders.
of Dallam.	Savage.
Laird.	Warwick.

Absent—Excused.

Coltrin.	Terrell
Cunningham.	of Cherokee.
Greathouse.	Terrell
Holloway.	of Val Verde.
Lockhart.	

Mr. Finn offered the following amendment to the resolution:

Amend Senate joint resolution No. 2 by adding at the end of Section 3 the following:

"Provided, that the minimum sum of \$84,523,400.16 shall be set aside for the purpose of assuming and discharging the principal amounts of outstanding road bonds in the follow-

ing list of counties, the amounts following each county to be set aside for that particular county, and/or their defined road districts, and/or for the purpose of reimbursing said counties for all moneys expended for the construction of roads which are parts of the system of State highways; and there shall be set aside such additional amounts as may be necessary to pay the principal and interest of such outstanding bonds and to reimburse said counties in full for all moneys which may have been expended by them or by their defined road districts for the construction of roads which form a part of the State Highway System:

County:	Amount.
Anderson	\$ 726,628.12
Angelina	628,082.68
Aransas	396,391.87
Archer	557,470.55
Atascosa	576,619.61
Austin	516,984.50
Bailey	12,815.49
Bastrop	157,538.78
Baylor	746,345.51
Bee	472,850.02
Bell	115,795.64
Bexar	464,883.07
Blanco	195,490.86
Bosque	58,184.74
Bowie	939,986.11
Brazoria	639,363.31
Brazos	163,288.02
Brewster	173,206.53
Briscoe	32,019.20
Brooks	351,678.10
Brown	289,713.75
Burnet	52,009.12
Caldwell	320,112.07
Calhoun	347,708.19
Callahan	147,490.65
Cameron	1,167,808.50
Camp	222,031.54
Carson	732,411.02
Cass	330,398.11
Chambers	87,144.55
Cherokee	552,058.17
Childress	255,210.79
Clay	385,325.18
Coke	50,260.60
Coleman	254,459.33
Collin	765,015.42
Colorado	274,099.48
Comal	145,465.12
Comanche	246,517.92
Concho	3,406.79
Cooke	41,453.98
Coryell	11,429.12
Cottle	277,472.60
Crane	247,362.66
Crosby	42,203.14

County:	Amount.	County:	Amount.
Culberson	126,251.96	Karnes	518,490.13
Dallas	2,513,113.59	Kaufman	583,756.40
Delta	226,615.09	Kendall	18,957.01
Denton	549,514.89	Kent	198,844.97
DeWitt	398,594.12	Kerr	265,498.59
Dickens	43,117.16	Kimble	117,036.45
Dimmit	396,175.52	Kinney	68,498.68
Donley	10,889.22	Kleberg	295,681.88
Duval	344,099.76	Knox	284,443.78
Eastland	788,714.90	Lamar	709,176.67
Ector	129,290.49	Lamb	61,599.50
Edwards	206,249.73	LaSalle	88,123.50
Ellis	551,877.11	Lavaca	562,416.05
El Paso	1,444,357.51	Lee	90,438.94
Erath	118,180.71	Leon	131,044.06
Falls	395,165.07	Liberty	388,240.16
Fannin	147,818.12	Limestone	903,819.17
Fayette	791,141.52	Live Oak	284,019.22
Fisher	171,450.26	Lubbock	197,510.55
Foard	299,572.26	Madison	410,752.29
Fort Bend	884,964.26	Marion	275,362.71
Franklin	73,384.00	Martin	49,412.48
Freestone	615,472.13	Mason	88,489.84
Frio	354,149.11	Matagorda	620,101.92
Galveston	621,722.69	Maverick	102,049.33
Garza	14,779.51	McCulloch	54,975.90
Gillespie	301,814.07	McLennan	720,211.40
Goliad	264,440.52	Medina	251,923.86
Gonzales	678,473.45	Midland	112,662.02
Gray	41,365.49	Milam	500,798.03
Grayson	730,617.68	Mitchell	284,829.47
Gregg	24,085.39	Montague	180,809.29
Grimes	599,305.24	Montgomery	221,834.03
Guadalupe	423,560.67	Morris	170,926.40
Hale	604,205.14	Motley	83,366.94
Hall	394,703.63	Nacogdoches	491,776.04
Hansford	13,227.77	Navarro	714,374.11
Hardeman	460,481.99	Newton	117,308.74
Hardin	177,468.50	Nolan	381,737.25
Harris	3,021,406.25	Nueces	701,662.33
Harrison	275,037.44	Ochiltree	11,966.87
Haskell	84,205.92	Oldham	27,254.65
Hays	160,907.45	Orange	574,091.28
Hemphill	102,248.57	Palo Pinto	668,346.81
Henderson	515,012.09	Panola	329,001.87
Hidalgo	1,101,173.23	Parker	462,578.45
Hill	516,960.03	Parmer	6,168.32
Hockley	4,933.02	Pecos	81,217.56
Hood	64,130.84	Polk	472,043.69
Hopkins	327,887.11	Potter	386,982.49
Houston	300,915.17	Rains	154,584.58
Howard	157,592.54	Randall	330,156.18
Hudspeth	445,516.75	Real	61,906.05
Hunt	660,503.68	Red River	184,380.96
Hutchinson	9,567.96	Reeves	121,514.87
Jack	378,014.15	Refugio	364,925.59
Jackson	175,000.00	Robertson	220,042.28
Jasper	683,812.44	Rockwall	171,911.36
Jeff Davis	23,359.51	Runnels	463,970.52
Jefferson	827,186.59	Rusk	270,793.08
Jim Hogg	54,106.12	Sabine	179,889.62
Jim Wells	610,492.45	San Augustine	260,632.23
Johnson	276,545.92	San Jacinto	222,153.09
Jones	948,642.42	San Patricio	467,239.46

County:	Amount.		
Schleicher	118,686.35	Forbes.	Martin.
Scurry	108,066.94	Ford.	Mathis.
Shackelford	676,938.92	Gilbert.	Mehl.
Shelby	640,454.19	Giles.	Moore.
Smith	675,415.52	Grogan.	Morse.
Somervell	110,202.44	Hanson.	Munson.
Starr	133,413.51	Harrison	Nicholson.
Stephens	1,240,055.90	of El Paso.	Olsen.
Sterling	156,087.86	Harrison	O'Quinn.
Stonewall	7,999.21	of Waller.	Patterson.
Sutton	207,686.10	Hatchitt.	Petsch.
Tarrant	2,702,851.47	Herzik.	Ratliff.
Taylor	969,580.96	Hill.	Reader.
Terrell	226,103.41	Hines.	Richardson.
Throckmorton	571,610.57	Holder.	Rountree.
Titus	253,029.05	Holland.	Satterwhite.
Tom Green	955,963.70	Howsley.	Savage.
Travis	634,019.01	Hubbard.	Scott.
Trinity	597,001.90	Jackson.	Shelton.
Tyler	57,816.29	Johnson	Smith of Bastrop.
Upshur	107,930.00	of Dimmit.	Sparkman.
Upton	87,400.19	Johnson of Morris.	Steward.
Uvalde	252,223.33	Jones of Shelby.	Strong.
Val Verde	255,877.75	Jones of Atascosa.	Sullivant.
Van Zandt	463,890.97	Justiss.	Towery.
Victoria	354,885.80	Kayton.	Turner.
Walker	893,106.28	Keller.	Wagstaff.
Waller	203,870.38	Lasseter.	Walker.
Ward	111,987.19	Lee.	Warwick.
Washington	1,006,126.81	Lemens.	Weinert.
Webb	1,016,445.99	Lilley.	West of Cameron.
Wharton	701,808.75	McDougald.	Westbrook.
Wheeler	142,489.84	McGill.	Wyatt.
Wichita	1,639,184.07	Magee.	
Wilbarger	897,445.60		Nays—41.
Willacy	286,633.08	Adkins.	Harman.
Williamson	695,126.60	Akin.	Hefley.
Wilson	305,034.80	Albritton.	Hoskins.
Winkler	221,816.54	Baker.	Hughes.
Wise	230,150.17	Bounds.	Kennedy.
Wood	280,661.37	Brooks.	Leonard.
Young	471,573.64	Bryant.	Long.
Zavala	228,276.37	Burns	McCombs.
		of McCulloch.	McGregor.
		Coombes.	Moffett.
		Dodd.	Murphy.
		Donnell.	Pope.
		Elliott.	Ramsey.
		Engelhard.	Rogers.
		Farmer.	Smith of Wood.
		Farrar.	Stephens.
		Ferguson.	Van Zandt.
		Fuchs.	Vaughan.
		Goodman.	West of Coryell.
		Graves.	Wiggs.
		Hardy.	Young.

Mr. Morse moved the previous question on the pending amendment and the resolution, and the motion was duly seconded.

Question recurring on the motion for the main question, it prevailed by the following vote:

Yeas—86.

Adams of Harris.	Cox of Lamar.
Adams of Jasper.	Cox of Limestone.
Adamson.	Dale.
Alsup.	Daniel.
Anderson.	DeWolfe.
Barron.	Dowell.
Bedford.	Dunlap.
Boyd.	Duvall.
Burns of Walker.	Dwyer.
Carpenter.	Finn.
Claunch.	Fisher.

Present—Not Voting.

Laird.

Absent.

Beck.	Caven.
Bond.	Davis.
Bradley.	Johnson
Brice.	of Dallam.

Metcalfe.
Ray.
Sanders.
Sherrill.

Stevenson.
Tarwater.
Veatch.

Absent—Excused.

Coltrin.
Cunningham.
Greathouse.
Holloway.
Lockhart.

Terrell
of Cherokee.
Terrell
of Val Verde.

Question recurring on the amendment by Mr. Finn, it was lost by the following vote:

Yeas—45.

Anderson.	Hardy.
Baker.	Hefley.
Barron.	Hill.
Bond.	Hughes.
Bounds.	Keller.
Burns of Walker.	Kennedy.
Burns	Laird.
of McCulloch.	Lasseter.
Coombes.	Leonard.
Dale.	Long.
DeWolfe.	Magee.
Donnell.	Mehl.
Elliott.	Metcalfe.
Engelhard.	Moffett.
Farmer.	Pope.
Farrar.	Satterwhite.
Ferguson.	Scott.
Finn.	Sherrill.
Fisher.	Stephens.
Fuchs.	Tarwater.
Giles.	Turner.
Goodman.	Walker.
Hanson.	Wiggs.

Nays—90.

Adams of Harris.	Ford.
Adams of Jasper.	Gilbert.
Adamson.	Graves.
Adkins.	Grogan.
Akin.	Harrison
Albritton.	of El Paso.
Alsup.	Harrison
Beck.	of Waller.
Bedford.	Hatchitt.
Boyd.	Herzik.
Brice.	Hines.
Brooks.	Holder.
Carpenter.	Holland.
Caven.	Hoskins.
Claunch.	Howsley.
Cox of Lamar.	Hubbard.
Cox of Limestone.	Jackson.
Daniel.	Johnson
Davis.	of Dallam.
Dodd.	Johnson
Dowell.	of Dimmit.
Duvall.	Johnson of Morris.
Dwyer.	Jones of Shelby.
Forbes.	Jones of Atascosa.

Justiss.
Kayton.
Lee.
Lemens.
Lilley.
McCombs.
McDougald.
McGill.
McGregor.
Martin.
Mathis.
Moore.
Morse.
Munson.
Murphy.
Nicholson.
Olsen.
Patterson.
Petsch.
Ratcliff.
Ray.
Reader.
Richardson.

Rogers.
Rountree.
Savage.
Shelton.
Smith of Bastrop.
Smith of Wood.
Sparkman.
Stevenson.
Steward.
Strong.
Sullivant.
Towery.
Van Zandt.
Vaughan.
Veatch.
Wagstaff.
Warwick.
Weinert.
West of Coryell.
West of Cameron.
Westbrook.
Wyatt.
Young.

Present—Not Voting.

Bryant.

Absent.

Bradley.	O'Quinn.
Dunlap.	Ramsey.
Harman.	Sanders.

Absent—Excused.

Coltrin.	Terrell
Cunningham.	of Cherokee.
Greathouse.	Terrell
Holloway.	of Val Verde.
Lockhart.	

Question—Shall Senate joint resolution No. 2 be passed?

The roll of the House was called on the passage of the resolution, and the vote announced as follows: yeas 98, nays 41.

Mr. Beck called for a verification of the vote.

The roll of the yeas and nays was then called, and the verified vote announced as follows:

Yeas—97.

Mr. Speaker.	Bradley.
Adams of Harris.	Burns of Walker.
Adams of Jasper.	Burns
Adamson.	of McCulloch.
Albritton.	Carpenter.
Alsup.	Caven.
Anderson.	Claunch.
Baker.	Cox of Lamar.
Barron.	Daniel.
Beck.	Davis.
Bedford.	Dodd.
Boyd.	Dowell.

Dunlap.	McGill.
Duvall.	Martin.
Dwyer.	Mathis.
Engelhard.	Mehl.
Forbes.	Metcalf.
Ford.	Moffett.
Fuchs.	Moore.
Gilbert.	Morse.
Grogan.	Munson.
Harrison	Murphy.
of El Paso.	Nicholson.
Harrison	Olsen.
of Waller.	O'Quinn.
Hatchitt.	Patterson.
Herzik.	Petsch.
Hill.	Ratliff.
Hines.	Ray.
Holder.	Reader.
Holland.	Richardson.
Howsley.	Rountree.
Hubbard.	Sanders.
Hughes.	Savage.
Jackson.	Shelton.
Johnson	Sherrill.
of Dallam.	Smith of Bastrop.
Johnson	Sparkman.
of Dimmit.	Steward.
Johnson of Morris.	Strong.
Jones of Shelby.	Sullivant.
Jones of Atascosa.	Towery.
Justiss.	Turner.
Kayton.	Van Zandt.
Keller.	Wagstaff.
Lee.	Walker.
Lemens.	Warwick.
Leonard.	Weinert.
Lilley.	West of Cameron.
McCombs.	Westbrook.
McDougald.	Wyatt.

Nays—45.

Adkins.	Hefley.
Akin.	Hoskins.
Bond.	Kennedy.
Bounds.	Laird.
Brooks.	Lasseter.
Bryant.	Long.
Coombes.	McGregor.
Cox of Limestone.	Magee.
Dale.	Pope.
DeWolfe.	Ramsey.
Donnell.	Rogers.
Elliott.	Satterwhite.
Farmer.	Scott.
Farrar.	Smith of Wood.
Ferguson.	Stephens.
Finn.	Stevenson.
Fisher.	Tarwater.
Giles.	Vaughan.
Goodman.	Veatch.
Graves.	West of Coryell.
Hanson.	Wiggs.
Hardy.	Young.
Harman.	

Present—Not Voting.

Brice.

Absent—Excused.

Coltrin.	Terrell
Cunningham.	of Cherokee.
Greathouse.	Terrell
Holloway.	of Val Verde.
Lockhart.	

The Speaker announced that Senate joint resolution No. 2 failed to pass.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 471, A bill to be entitled "An Act authorizing suits to be brought and maintained against persons owning or claiming any interest in lands in cases (a) when land or any interest therein has been or may hereafter be conveyed by written instrument to any persons as trustee, and in such conveyance or instrument constituting source of title the names of the persons taking or holding the beneficial or equitable title are not disclosed and are unknown, and (b) when land or an interest therein has been conveyed by written instrument to an association, joint stock company or partnership, and after such conveyance said association, joint stock company or partnership has been dissolved and the names of the persons owning, acquiring or becoming the owners of the assets and lands of such association are not disclosed in such conveyance and are unknown; providing how such unknown persons shall be made parties; prescribing the procedure in such cases, and declaring an emergency."

H. B. No. 763, A bill to be entitled "An Act to provide that no person transported by the owner or operator of a motor vehicle over the highways of this State as the guest of such owner or operator, and without pay, shall have a cause of action for injury or death in case of accident, unless such accident shall have been intentional, or heedless, or reckless; providing exceptions, and declaring an emergency."

H. B. No. 921, A bill to be entitled "An Act authorizing and directing the Board of Directors and other managing officers of the Agricultural

and Mechanical College to create and operate a fireman's training school as a part of said college; providing for the creation of a board to advise in the conducting of the same, making an appropriation therefor, and declaring an emergency."

H. B. No. 768, A bill to be entitled "An Act creating and providing a uniform budget system for the State and all counties, cities towns, villages, independent school districts, rural high school districts and common school districts; amending Articles 688 and 689, Chapter 6, Title 20, of the Revised Civil Statutes of Texas for the year 1925, etc., and declaring an emergency," with amendments.

H. B. No. 195, A bill to be entitled "An Act making it unlawful for any person, association, firm or corporation to execute and deliver, knowingly, any deed, mortgage, deed of trust or other instrument in writing purporting to convey any land, or interest in land, to any other person, association, firm or corporation, when such person, association, firm or corporation is not the owner of or has no interest in such land, and for any person, association, firm or corporation to knowingly receive and tender for record any such deed, mortgage, deed of trust or other instrument in writing; providing a penalty for the violation of this act, and declaring an emergency."

H. B. No. 860, A bill to be entitled "An Act repealing Chapter 23, Acts of Second Called Session, Forty-first Legislature, and declaring an emergency."

H. B. No. 472, A bill to be entitled "An Act to amend Article 6626 of the Revised Statutes of Texas, 1925, so as to provide the prerequisites for filing and recording maps and plats subdividing or re-subdividing real estate, and declaring an emergency."

H. B. No. 457, A bill to be entitled "An Act to amend Articles 3152 and 3153, Revised Statutes of 1925, relating to contests of nominations for office in primary elections, so as to provide for an appeal to the Court of Civil Appeals from the judgment of the district court or judge in all cases of such contests, and declaring an emergency," with amendments.

H. C. R. No. 66, Relative to the policy of using American-made materials in certain instances.

The Senate has concurred in House amendments to Senate bill No. 341 by the following vote: yeas 30, nays 0.

Respectfully,
BOB BARKER,
Secretary of the Senate.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 749, "An Act requiring the Game, Fish and Oyster Commission to set aside and designate portions of the fresh water lakes, creeks, streams, rivers, lagoons and ponds of this State as fish sanctuaries for the propagation in their natural state of fresh water fish, etc., and declaring an emergency."

H. B. No. 358, "An Act to amend Articles 5353, 5354, 5358 and 5364, Division 2, Chapter 4, of the Revised Civil Statutes of 1925, relating to the sale of oil and gas leases on coastal areas and unsold unsurveyed school land, so as to include unsold surveyed school land, etc., and declaring an emergency."

HOUSE BILL NO. 768, WITH SEN- ATE AMENDMENTS.

Mr. Sanders called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 768, A bill to be entitled "An Act creating and providing a uniform budget system for the State and all counties, cities, towns, villages, independent school districts, rural high school districts and common school districts; amending Articles 688 and 689, Chapter 6, Title 20, of the Revised Civil Statutes of Texas for the year 1925, etc., and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Sanders, the House concurred in the Senate amendments.

SENATE JOINT RESOLUTION NO. 13 ON PASSAGE TO THIRD READING.

The Speaker laid before the House, on its passage to third reading,

S. J. R. No. 13, Proposing to amend the Constitution of the State of Texas so as to provide that no State-wide ad valorem tax on property shall be levied or assessed for any purpose after January 1, 1933; but thereafter such ad valorem taxes on property may be levied only for local purposes by counties, cities or towns or school districts or road districts or other subdivisions of the State on such property at its fair cash market value.

The resolution having heretofore been read second time.

On motion of Mr. Barron, the resolution was laid on the table subject to call.

SENATE JOINT RESOLUTION NO. 28 ON THIRD READING.

The Speaker laid before the House, on its final passage,

S. J. R. No. 28, Proposing an amendment to the Constitution of Texas, by adding to Article 19 another section, Section 60, so as to authorize a Texas Centennial, commemorating the heroic period of early Texas history, and to celebrate a century of our independence and progress, times, places and manner thereof to be provided by the Legislature; authorizing an appropriation to be made therefor; providing for an election upon such proposed amendment, and making an appropriation therefor.

The resolution having heretofore been read third time.

Senate joint resolution No. 28 was then passed by the following vote:

Yeas—106.

Mr. Speaker.	Davis.
Adams of Jasper.	Donnell.
Adamson.	Dowell.
Alsup.	Dunlap.
Anderson.	Duvall.
Baker.	Dwyer.
Barron.	Forbes.
Beck.	Ford.
Bedford.	Fuchs.
Bond.	Gilbert.
Boyd.	Giles.
Brice.	Goodman.
Bryant.	Hardy.
Burns of Walker.	Harman.
Carpenter.	Harrison
Caven.	of El Paso.
Claunch.	Hatchitt.
Coombes.	Herzik.
Cox of Lamar.	Hill.
Cox of Limestone.	Hines.
Dale.	Holder.
Daniel.	Holland.

Hoskins.	Pope.
Hughes.	Ramsey.
Jackson.	Ratliff.
Johnson	Ray.
of Dallam.	Reader.
Johnson	Richardson.
of Dimmit.	Rountree.
Johnson of Morris.	Sanders.
Jones of Shelby.	Satterwhite.
Jones of Atascosa.	Savage.
Justiss.	Shelton.
Kayton.	Sherrill.
Keller.	Smith of Bastrop.
Lee.	Smith of Wood.
Lemens.	Sparkman.
Leonard.	Stephens.
Lilley.	Stevenson.
Long.	Steward.
McCombs.	Strong.
McDougald.	Sullivant.
McGill.	Tarwater.
McGregor.	Towery.
Magee.	Turner.
Martin.	Van Zandt.
Mathis.	Veatch.
Metcalfe.	Wagstaff.
Moffett.	Warwick.
Morse.	Weinert.
Munson.	West of Coryell.
Murphy.	West of Cameron.
Nicholson.	Westbrook.
O'Quinn.	Young.
Petsch.	

Nays—11.

Albritton.	Graves.
Bounds.	Hanson.
DeWolfe.	Rogers.
Dodd.	Vaughan.
Elliott.	Walker.
Farmer.	

Present—Not Voting.

Fisher.	Kennedy.
Grogan.	Wiggs.

Absent.

Adams of Harris.	Hefley.
Adkins.	Howley.
Akin.	Hubbard.
Bradley.	Laird.
Brooks.	Lasseter.
Burns	Mehl.
of McCulloch.	Moore.
Engelhard.	Olsen.
Farrar.	Patterson.
Ferguson.	Scott.
Finn.	Wyatt.
Harrison of Waller.	

Absent—Excused.

Coltrin.	Terrell
Cunningham.	of Cherokee.
Greathouse.	Terrell
Holloway.	of Val Verde.
Lockhart.	

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted conference committee report on House bill No. 381 by the following vote: Yeas 30, nays 0.

The Senate has adopted
H. C. R. No. 71, Relative to printing the Legislative Manual.

The Senate has concurred in House amendments to

S. B. No. 617; yeas 25, nays 4.

S. B. No. 383; viva voce vote.

S. B. No. 420; viva voce vote.

S. B. No. 279; yeas 30, nays 0.

The Senate has passed

H. B. No. 620, A bill to be entitled "An Act to exempt male persons residing in Van Zandt county, Texas, from road duty by paying to the county tax collector of said county the sum of three dollars (\$3) annually, and declaring an emergency."

S. B. No. 626, A bill to be entitled "An Act making an emergency appropriation out of any money in the State Treasury not otherwise appropriated to supplement appropriations heretofore made for the Judiciary Division of the State Comptroller's Department for the balance of the fiscal year ending August 31, 1931, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

(Mr. McGill in the chair.)

HOUSE BILL NO. 251, WITH SENATE AMENDMENTS.

The House resumed consideration of pending business, same being House bill No. 251, with Senate amendments, with motion by Mr. Holder that the House do not concur in the Senate amendments, and that a free conference committee be appointed to adjust the differences, and motion by Mr. Forbes that the House concur in the Senate amendments.

Mr. DeWolfe moved that further consideration of the bill be postponed until tomorrow, and that the Senate amendments be printed in the Journal.

(Speaker in the chair.)

Mr. Holder moved to table the motion by Mr. DeWolfe.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—64.

Adamson.	Keller.
Adkins.	Laird.
Akin.	Lasseter.
Albritton.	Lemens.
Alsup.	Lilley.
Barron.	Magee.
Bedford.	Moore.
Burns of Walker.	Olsen.
Claunch.	Petsch.
Coombes.	Reader.
Cox of Limestone.	Richardson.
Dodd.	Rogers.
Donnell.	Sanders.
Dowell.	Scott.
Elliott.	Shelton.
Farmer.	Smith of Bastrop.
Farrar.	Smith of Wood.
Forbes.	Sparkman.
Ford.	Stephens.
Fuchs.	Steward.
Gilbert.	Strong.
Graves.	Sullivant.
Hanson.	Towery.
Hatchitt.	Turner.
Herzik.	Van Zandt.
Holder.	Vaughan.
Holland.	Wagstaff.
Hubbard.	Walker.
Johnson	Warwick.
of Dallam.	West of Coryell.
Johnson of Morris.	Wiggs.
Jones of Shelby.	Young.
Jones of Atascosa.	

Nays—47.

Adams of Jasper.	Hill.
Anderson.	Hines.
Baker.	Howsley.
Beck.	Hughes.
Bounds.	Jackson.
Boyd.	Johnson
Bryant.	of Dimmit.
Burns	Kayton.
of McCulloch.	McCombs.
Carpenter.	McDougald.
DeWolfe.	Martin.
Dunlap.	Mathis.
Duvall.	Metcalfe.
Dwyer.	Morse.
Fisher.	Munson.
Giles.	Nicholson.
Goodman.	O'Quinn.
Grogan.	Pope.
Hardy.	Ramsey.
Harman.	Ratliff.
Harrison	Satterwhite.
of El Paso.	Sherrill.
Hefley.	Stevenson.

Tarwater. Weinert.
Veatch. West of Cameron.

Present—Not Voting.

Kennedy.

Absent.

Adams of Harris.	Justiss.
Bond.	Lee.
Bradley.	Leonard.
Brice.	Long.
Brooks.	McGill.
Caven.	McGregor.
Cox of Lamar.	Mehl.
Dale.	Moffett.
Daniel.	Murphy.
Davis.	Patterson.
Englehard.	Ray.
Ferguson.	Rountree.
Finn.	Savage.
Harrison	Westbrook.
of Waller.	Wyatt.
Hoskins.	

Absent—Excused.

Coltrin.	Terrell
Cunningham.	of Cherokee.
Greathouse.	Terrell
Holloway.	of Val Verde.
Lockhart.	

Mr. Kayton moved to table the motion by Mr. Forbes.

Mr. Stephens moved the previous question on the pending motions, and the main question was ordered.

Question first recurring on the motion to table the motion by Mr. Forbes, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—62.

Adams of Jasper.	Harman.
Adamson.	Harrison
Baker.	of El Paso.
Beck.	Hefley.
Bedford.	Hill.
Bounds.	Holder.
Boyd.	Howsley.
Burns	Hughes.
of McCulloch.	Jackson.
Claunch.	Jones of Atascosa.
Coombes.	Justiss.
DeWolfe.	Kayton.
Dunlap.	Keller.
Duvall.	Kennedy.
Dwyer.	Lee.
Engelhard.	Lemens.
Fisher.	Lilley.
Ford.	McCombs.
Grogan.	McDougald.
Hardy.	McGill.

Martin.	Satterwhite.
Metcalfe.	Savage.
Moore.	Sherrill.
Morse.	Smith of Wood.
Munson.	Sparkman.
O'Quinn.	Steward.
Patterson.	Sullivant.
Pope.	Towery.
Ramsey.	Turner.
Ratliff.	Wagstaff.
Reader.	West of Cameron.
Richardson.	Young.

Nays—61.

Adams of Harris.	Hubbard.
Adkins.	Johnson
Akin.	of Dallam.
Albritton.	Johnson
Alsup.	of Dimmit.
Barron.	Johnson of Morris.
Brice.	Jones of Shelby.
Brooks.	Laird.
Bryant.	Lasseter.
Burns of Walker.	Long.
Carpenter.	Magee.
Caven.	Mathis.
Cox of Lamar.	Nicholson.
Cox of Limestone.	Olsen.
Daniel.	Petsch.
Dodd.	Rogers.
Donnell.	Sanders.
Dowell.	Scott.
Elliott.	Shelton.
Farmer.	Smith of Bastrop.
Farrar.	Stephens.
Ferguson.	Stevenson.
Forbes.	Strong.
Fuchs.	Tarwater.
Giles.	Van Zandt.
Goodman.	Vaughan.
Graves.	Veatch.
Hanson.	Walker.
Hatchitt.	Warwick.
Herzik.	Weinert.
Hines.	West of Coryell.
Hoskins.	

Present—Not Voting.

Moffett.

Absent.

Anderson.	Leonard.
Bond.	McGregor.
Bradley.	Mehl.
Dale.	Murphy.
Davis.	Ray.
Finn.	Rountree.
Gilbert.	Westbrook.
Harrison of Waller.	Wiggs.
Holland.	Wyatt.

Absent—Excused.

Coltrin.	Terrell
Cunningham.	of Cherokee.
Greathouse.	Terrell
Holloway.	of Val Verde.
Lockhart.	

Question then recurring on the motion by Mr. Holder, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—64.

Mr. Speaker.	Hughes.
Adams of Jasper.	Jackson.
Adamson.	Johnson
Adkins.	of Dallam.
Anderson.	Jones of Atascosa.
Baker.	Justiss.
Beck.	Keller.
Bedford.	Lee.
Bounds.	Lilley.
Bradley.	McCombs.
Burns	McGill.
of McCulloch.	Martin.
Carpenter.	Morse.
Claunch.	Munson.
Coombes.	Olsen.
Cox of Lamar.	Patterson.
Dunlap.	Pope.
Duvall.	Ramsey.
Dwyer.	Ratliff.
Englehard.	Reader.
Farmer.	Satterwhite.
Fisher.	Savage.
Ford.	Sherrill.
Grogan.	Smith of Bastrop.
Hardy.	Smith of Wood.
Harman.	Sparkman.
Harrison	Steward.
of El Paso.	Sullivant.
Harrison	Towery.
of Waller.	Turner.
Hill.	Wagstaff.
Hines.	West of Cameron.
Holder.	Wiggs.
Howsley.	Young.

Nays—65.

Adams of Harris.	Fuchs.
Akin.	Giles.
Albritton.	Goodman.
Alsup.	Graves.
Barron.	Hanson.
Bond.	Hatchitt.
Boyd.	Herzik.
Brice.	Holland.
Brooks.	Hoskins.
Bryant.	Hubbard.
Burns of Walker.	Johnson
Caven.	of Dimmit.
Cox of Limestone.	Johnson of Morris.
Daniel.	Jones of Shelby.
Davis.	Kayton.
DeWolfe.	Kennedy.
Dodd.	Laird.
Donnell.	Lasseter.
Dowell.	Lemens.
Elliott.	Long.
Farrar.	McDougald.
Ferguson.	Magee.
Forbes.	Mathis.

Metcalfe.	Stevenson.
Moore.	Strong.
Nicholson.	Tarwater.
Petsch.	Van Zandt.
Rogers.	Vaughan.
Rountree.	Veatch.
Sanders.	Walker.
Scott.	Warwick.
Shelton.	Weinert.
Stephens.	West of Coryell.

Present—Not Voting.

Hefley.	O'Quinn.
---------	----------

Absent.

Dale.	Moffett.
Finn.	Murphy.
Gilbert.	Ray.
Lockhart.	Richardson.
McGregor.	Westbrook.
Mehl.	Wyatt.

Absent—Excused.

Coltrin.	Terrell
Cunningham.	of Cherokee.
Greathouse.	Terrell
Holloway.	of Val Verde.
Leonard.	

Mr. Lemens moved to reconsider the vote by which the motion by Mr. Holder was lost.

Mr. DeWolfe moved to table the motion by Mr. Lemens.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—52.

Adams of Harris.	Hefley.
Adams of Jasper.	Herzik.
Albritton.	Hill.
Anderson.	Howsley.
Baker.	Hughes.
Beck.	Jackson.
Boyd.	Jones of Atascosa.
Bradley.	Justiss.
Burns	Kayton.
of McCulloch.	Lee.
Carpenter.	Lilley.
Claunch.	McCombs.
Coombes.	McDougald.
DeWolfe.	McGill.
Dunlap.	Martin.
Duvall.	Mathis.
Dwyer.	Morse.
Englehard.	Munson.
Grogan.	Patterson.
Hanson.	Pope.
Hardy.	Ramsey.
Harman.	Reader.
Harrison	Satterwhite.
of El Paso.	Smith of Wood.
Harrison	Steward.
of Waller.	Towery.

Turner.
Veatch.

Weinert.

Nays—78.

Mr. Speaker.	Johnson
Adamson.	of Dimmit.
Adkins.	Johnson of Morris.
Akin.	Jones of Shelby.
Alsup.	Keller.
Barron.	Kennedy.
Bedford.	Laird.
Bond.	Lasseter.
Bounds.	Lemens.
Brice.	Long.
Brooks.	Magee.
Bryant.	Moffett.
Burns of Walker.	Moore.
Caven.	Nicholson.
Cox of Lamar.	Olsen.
Cunningham.	O'Quinn.
Daniel.	Petsch.
Davis.	Ratliff.
Dodd.	Rogers.
Donnell.	Rountree.
Dowell.	Sanders.
Elliott.	Savage.
Farmer.	Scott.
Farrar.	Shelton.
Ferguson.	Sherrill.
Fisher.	Smith of Bastrop.
Forbes.	Sparkman.
Ford.	Stephens.
Fuchs.	Stevenson.
Giles.	Strong.
Goodman.	Sullivant.
Graves.	Tarwater.
Hatchitt.	Van Zandt.
Hines.	Vaughan.
Holder.	Wagstaff.
Holland.	Walker.
Hoskins.	Warwick.
Hubbard.	West of Coryell.
Johnson	West of Cameron.
of Dallam.	Young.

Absent.

Cox of Limestone.	Metcalf.
Dale.	Murphy.
Finn.	Ray.
Gilbert.	Richardson.
Leonard.	Westbrook.
McGregor.	Wiggs.
Mehl.	Wyatt.

Absent—Excused.

Coltrin.	Terrell
Greathouse.	of Cherokee.
Holloway.	Terrell
Lockhart.	of Val Verde.

Question then recurring on the motion to reconsider the vote by which the motion by Mr. Holder was lost, it prevailed by the following vote:

Yeas—80.

Mr. Speaker.	Johnson
Adamson.	of Dallam.
Adkins.	Johnson
Akin.	of Dimmit.
Alsup.	Johnson of Morris.
Anderson.	Jones of Shelby.
Bedford.	Jones of Atascosa.
Bond.	Justiss.
Bounds.	Keller.
Brice.	Kennedy.
Brooks.	Laird.
Bryant.	Lasseter.
Burns of Walker.	Lemens.
Carpenter.	Long.
Caven.	Martin.
Cox of Lamar.	Moore.
Daniel.	Olsen.
Davis.	O'Quinn.
Dodd.	Petsch.
Donnell.	Ratliff.
Dowell.	Reader.
Dwyer.	Rogers.
Elliott.	Rountree.
Farmer.	Sanders.
Farrar.	Savage.
Ferguson.	Scott.
Fisher.	Shelton.
Forbes.	Sherrill.
Ford.	Smith of Bastrop.
Fuchs.	Sparkman.
Giles.	Stephens.
Goodman.	Steward.
Graves.	Strong.
Hanson.	Sullivant.
Hardy.	Turner.
Hatchitt.	Van Zandt.
Hefley.	Veatch.
Herzik.	Wagstaff.
Holder.	West of Coryell.
Holland.	West of Cameron.
Hubbard.	Young.

Nays—49.

Adams of Harris.	Harrison
Adams of Jasper.	of Waller.
Albritton.	Hill.
Baker.	Hines.
Barron.	Hoskins.
Beck.	Howsley.
Boyd.	Hughes.
Bradley.	Jackson.
Burns	Kayton.
of McCulloch.	Lilley.
Claunch.	McCombs.
Coombes.	McDougald.
DeWolfe.	McGill.
Dunlap.	Magee.
Duvall.	Mathis.
Englehard.	Metcalf.
Finn.	Morse.
Grogan.	Munson.
Harman.	Nicholson.
Harrison	Patterson.
of El Paso.	Pope.

Ramsey.
Satterwhite.
Smith of Woods.
Stevenson.
Tarwater.

Towery.
Vaughan.
Walker.
Warwick.
Weinert.

Present—Not Voting.

Wiggs.

Absent.

Cox of Limestone. Moffett.
Dale. Murphy.
Gilbert. Ray.
Lee. Richardson.
Leonard. Westbrook.
McGregor. Wyatt.
Mehl.

Absent—Excused.

Coltrin. Terrell
Cunningham. of Cherokee.
Greathouse. Terrell
Holloway. of Val Verde.
Lockhart.

Mr. Sanders moved that the House concur in all the Senate amendments with the exception of the amendment relative to placing a tax on cement, and that a new conference committee be requested to adjust the differences on that amendment.

Question recurring on the motion by Mr. Sanders, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—72.

Adamson.	Giles.
Akin.	Graves.
Anderson.	Hanson.
Barron.	Hatchitt.
Bedford.	Hefley.
Bond.	Hoskins.
Brice.	Hubbard.
Brooks.	Hughes.
Bryant.	Jackson.
Burns of Walker.	Johnson
Caven.	of Dimmit.
Claunch.	Johnson of Morris.
Cox of Lamar.	Jones of Shelby.
Cox of Limestone.	Kayton.
Cunningham.	Kennedy.
Daniel.	Lasseter.
Davis.	Lee.
Dodd.	Lemens.
Donnell.	Long.
Dowell.	McGregor.
Dwyer.	Magee.
Farmer.	Martin.
Ferguson.	Moffett.
Forbes.	Olsen.
Ford.	Petsch.
Fuchs.	Ratliff.

Reader.
Rountree.
Sanders.
Scott.
Shelton.
Sherrill.
Smith of Bastrop.
Stephens.
Strong.
Sullivant.
Towery.

Van Zandt.
Vaughan.
Veatch.
Wagstaff.
Walker.
Warwick.
West of Coryell.
West of Cameron.
Wiggs.
Young.

Nays—58.

Adams of Harris.	Howesley.
Adams of Jasper.	Johnson
Adkins.	of Dallam.
Albritton.	Jones of Atascosa.
Alsop.	Justiss.
Baker.	Keller.
Beck.	Laird.
Bounds.	Lilley.
Boyd.	McCombs.
Bradley.	McDougald.
Burns	McGill.
of McCulloch.	Mathis.
Carpenter.	Metcalfe.
Coombes.	Moore.
DeWolfe.	Morse.
Dunlap.	Munson.
Duvall.	Nicholson.
Elliott.	O'Quinn.
Engelhard.	Patterson.
Fisher.	Pope.
Grogan.	Ramsey.
Harman.	Rogers.
Harrison	Satterwhite.
of El Paso.	Savage.
Harrison	Smith of Wood.
of Waller.	Sparkman.
Herzik.	Stevenson.
Hill.	Steward.
Hines.	Tarwater.
Holder.	Turner.
Holland.	Weinert.

Absent.

Dale.	Mehl.
Farrar.	Murphy.
Finn.	Ray.
Gilbert.	Richardson.
Goodman.	Westbrook.
Hardy.	Wyatt.
Leonard.	

Absent—Excused.

Coltrin.	Terrell
Greathouse.	of Cherokee.
Holloway.	Terrell
Lockhart.	of Val Verde.

Mr. Sanders moved to reconsider the vote by which the motion prevailed, and to table the motion to reconsider.

The motion to table prevailed.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 195, "An Act making it unlawful for any person, firm or corporation to execute and deliver, knowingly, any deed, mortgage, deed of trust or other instrument in writing, purporting to convey land, or interest in land, to any other person, association, firm or corporation, when such person, association, firm or corporation is not the owner of or has no interest in such land, and for any person, association, firm or corporation to knowingly receive and tender for record any such deed, mortgage, deed of trust or other instrument in writing; providing a penalty for the violation of this act, and declaring an emergency."

H. B. No. 434, "An Act amending Chapter 92 of the Acts of the First Called Session of the Forty-first Legislature of the State of Texas, and declaring an emergency."

H. B. No. 860, "An Act repealing Chapter 23, Acts of Second Called Session, Forty-first Legislature, and declaring an emergency."

H. B. No. 921, "An Act authorizing and directing the Board of Directors and other managing officers of the Agricultural and Mechanical College to create and operate a fireman's training school as a part of said college; providing for the creation of a board to advise in the conducting of the same, making an appropriation therefor, and declaring an emergency."

S. B. No. 175, "An Act repealing Senate bill No. 483, Chapter 174, Acts of the Regular Session of the Forty-first Legislature, and declaring an emergency."

S. B. No. 360, "An Act amending Section 12d of Article 8306 of the Revised Civil Statutes of the State of Texas of 1925, relating to the review of awards made by the Industrial Accident Board upon a change of condition, mistake or fraud within the compensation period, and declaring an emergency."

S. B. No. 328, "An Act to amend Article 462, Chapter 7, Title 16, Revised Civil Statutes of the State of

Texas, 1925, relating to expense of liquidation and the approval of expense account of the Commissioner; providing for contest of Commissioner's expense account and fixing burden of proof, and declaring an emergency."

H. B. No. 471, "An Act authorizing suits to be brought and maintained against persons owning or claiming any interest in lands in cases (a) when land or any interest therein has been or may hereafter be conveyed by written instrument to any person as trustee and in such conveyance or instrument constituting source of title the names of the persons taking or holding the beneficial or equitable title are not disclosed and are unknown, and (b) when land or an interest therein has been conveyed by written instrument to an association, joint stock company or partnership, and after such conveyance said association, joint stock company or partnership has been dissolved and the names of the persons owning, acquiring or becoming the owners of the assets and lands of such association are not disclosed in such conveyance and are unknown; providing how such unknown persons shall be made parties; prescribing the procedure in such cases, and declaring an emergency."

H. B. No. 763, "An Act to provide that no person transported by the owner or operator of a motor vehicle over the highways of this State as a guest of such owner or operator, and without pay, shall have a cause of action for injury or death in case of accident, unless intentional, or heedless, or reckless; providing exceptions, and declaring an emergency."

S. B. No. 357, "An Act amending Section 121 of Article 8306 of the Revised Civil Statutes of the State of Texas of 1925, relating to the wages of an employe who was a minor when injured, and providing that any minor employed in any hazardous or other employment prohibited by the laws of this State shall be entitled to receive compensation under the terms and provisions of the Workmen's Compensation Act, but that no person, firm or corporation shall be excused for employing any minor in any hazardous employment or other employment prohibited by any statute of this State, and declaring an emergency."

CONFERENCE COMMITTEE RE-
REPORT ON SENATE
BILL NO. 375.

Mrs. Rountree submitted the following conference committee report on Senate bill No. 375:

Committee Room,
Austin, Texas, May 20, 1931.
Hon. Edgar E. Witt, President of the Senate, and Hon. Fred H. Minor, Speaker of the House of Representatives.

Gentlemen: We, your conference committee on Senate bill No. 375, have had same under consideration and have adjusted the differences between the House and the Senate, and recommend the passage of Senate bill with House amendments Nos. 1, 2 and 3, also committee amendments Nos. 1, 2 and 3, as adopted by the House; and that House amendment No. 4 be stricken from the bill.

Respectfully submitted,

HARDIN,
NEAL,
GREER,
CUNNINGHAM,
THOMASON,

On the part of the Senate.

PETSCH,
FERGUSON,
ROUNTREE,
ADAMS of Harris,

On the part of the House.

Mrs. Rountree moved that the report be adopted.

Mr. Burns of Walker moved that the House do not adopt the report and that a new free conference committee be requested to adjust the differences between the two houses on the bill.

Mr. Bradley moved to table the motion by Mr. Burns of Walker.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—48.

Adams of Harris.	Forbes.
Boyd.	Ford.
Bradley.	Graves.
Coombes.	Harrison
Cox of Limestone.	of El Paso.
Davis.	Hatchitt.
DeWolfe.	Holder.
Dodd.	Holland.
Dowell.	Howsley.
Ferguson.	Hughes.

Jackson.
Johnson
of Dallam.
Laird.
Lilley.
McGill.
Magee.
Martin.
Mathis.
Metcalf.
Moffett.
Moore.
Morse.
Munson.
Patterson.

Petsch.
Ratliff.
Rountree.
Sanders.
Savage.
Scott.
Smith of Wood.
Sparkman.
Steward.
Strong.
Sullivant.
Van Zandt.
Wagstaff.
Warwick.
West of Coryell.

Nays—58.

Adams of Jasper.	Grogan.
Adamson.	Harman.
Adkins.	Harrison
Akin.	of Waller.
Albritton.	Hines.
Alsop.	Johnson of Morris.
Baker.	Jones of Atascosa.
Barron.	Justiss.
Beck.	Kayton.
Bedford.	Keller.
Bond.	Kennedy.
Bounds.	Lasseter.
Brice.	Long.
Bryant.	McDougald.
Burns of Walker.	Olsen.
Claunch.	O'Quinn.
Cox of Lamar.	Pope.
Cunningham.	Rogers.
Daniel.	Sherrill.
Donnell.	Stephens.
Dunlap.	Stevenson.
Duvall.	Tarwater.
Dwyer.	Towery.
Elliott.	Turner.
Engelhard.	Vaughan.
Farmer.	Walker.
Farrar.	West of Cameron.
Fisher.	Wiggs.
Giles.	Young.
Goodman.	

Absent.

Anderson.	Johnson
Brooks.	of Dimmit.
Burns	Jones of Shelby.
of McCulloch.	Lee.
Carpenter.	Lemens.
Caven.	Leonard.
Dale.	McCombs.
Finn.	McGregor.
Fuchs.	Mehl.
Gilbert.	Murphy.
Hanson.	Nicholson.
Hardy.	Ramsey.
Hefley.	Ray.
Herzik.	Reader.
Hill.	Richardson.
Hoskins.	Satterwhite.
Hubbard.	Shelton.

Smith of Bastrop. Westbrock.
Veatch. Wyatt.
Weinert.

Absent—Excused.

Coltrin. Terrell
Greathouse. of Cherokee.
Holloway. Terrell
Lockhart. of Val Verde.

Question then recurring on the motion by Mr. Burns of Walker, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—55.

Adams of Jasper.	Grogan.
Adamson.	Harrison
Adkins.	of Waller.
Akin.	Hines.
Albritton.	Johnson of Morris.
Alsup.	Jones of Atascosa.
Baker.	Justiss.
Barron.	Kayton.
Bedford.	Keller.
Bond.	Kennedy.
Bounds.	Lasseter.
Brice.	Long.
Bryant.	McDougald.
Burns of Walker.	Olsen.
Claunch.	O'Quinn.
Cunningham.	Pope.
Daniel.	Rogers.
Donnell.	Sherrill.
Dunlap.	Stephens.
Duvall.	Stevenson.
Dwyer.	Tarwater.
Elliott.	Towery.
Engelhard.	Turner.
Farmer.	Veatch.
Farrar.	Walker.
Fisher.	West of Cameron.
Giles.	Wiggs.
Goodman.	Young.

Nays—54.

Adams of Harris.	Holland.
Boyd.	Howsley.
Bradley.	Hughes.
Caven.	Jackson.
Coombes.	Johnson
Cox of Lamar.	of Dallam.
Cox of Limestone.	Laird.
Davis.	Lemens.
DeWolfe.	Lilley.
Dodd.	McCombs.
Dowell.	McGill.
Ferguson.	McGregor.
Forbes.	Magee.
Ford.	Martin.
Graves.	Mathis.
Harrison	Metcalf.
of El Paso.	Moffett.
Hatchitt.	Moore.
Holder.	Morse.

Munson.	Sparkman.
Patterson.	Steward.
Petsch.	Strong.
Ratliff.	Sullivant.
Rountree.	Van Zandt.
Sanders.	Vaughan.
Savage.	Wagstaff.
Scott.	Warwick.
Smith of Wood.	West of Coryell.

Absent.

Anderson.	Johnson
Beck.	of Dimmit.
Brooks.	Jones of Shelby.
Burns	Lee.
of McCulloch.	Leonard.
Carpenter.	Mehl.
Dale.	Murphy.
Finn.	Nicholson.
Fuchs.	Ramsey.
Gilbert.	Ray.
Hanson.	Reader.
Hardy.	Richardson.
Harman.	Satterwhite.
Hefley.	Shelton.
Herzik.	Smith of Bastrop.
Hill.	Weinert.
Hoskins.	Westbrook.
Hubbard.	Wyatt.

Absent—Excused.

Coltrin.	Terrell
Greathouse.	of Cherokee.
Holloway.	Terrell
Lockhart.	of Val Verde.

Mr. Burns of Walker moved to reconsider the vote by which the motion prevailed, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 316, A bill to be entitled "An Act amending Articles 8291 and 8292, Title 129, of the Revised Civil Statutes of Texas, 1925, so as to provide that where a testator having a child or children leaves a surviving wife, who is the mother of all of his said children, and the principal beneficiary in said last will and testament to the entire exclusion of all of his children, that said Articles 8291 and 8292 shall not apply, and declaring an emergency."

H. B. No. 319, A bill to be entitled "An Act to amend Article 1977 of Revised Civil Statutes of Texas of 1925, so as to provide the requisites of pleadings of the plaintiff and the filing of amended and/or supplemental pleadings in cases against non-residents, transient persons, and persons whose whereabouts are unknown, and declaring an emergency."

H. B. No. 684, A bill to be entitled "An Act to amend Article 1030, Revised Civil Statutes, 1925, so as to provide that the city council of any city shall have power to levy and collect an annual poll tax, not to exceed one dollar, of every inhabitant of said city over the age of twenty-one and under sixty years, persons exempt from the payment of the State poll tax excepted, and declaring an emergency."

H. B. No. 836, A bill to be entitled "An Act to amend Section 1 and Section 3 of Chapter 268, of the General Laws of the Fortieth Legislature, Regular Session, as follows: Amend said Section 1 to provide for a license for non-residents of Texas and aliens who shall fish in the waters of the State of Texas, and to provide for a license for residents of the State of Texas who shall fish with artificial lures of any kind in the waters of this State; and amend said Section 3 to provide penalties for the failure of persons to procure a license to fish where the same is required under this act."

S. B. No. 356, A bill to be entitled "An Act making it a felony for State convicts to escape, or attempt to escape, from the State penitentiary or other places of confinement; defining the same, and also for aiding or abetting the escape of any convict; fixing the punishment, and declaring an emergency."

H. B. No. 455, A bill to be entitled "An Act making it unlawful to operate a vehicle for the transportation of pupils to and from any school or college without displaying a sign with the words 'School Bus' on the front and rear and each side thereof, and providing safeguards to passengers on entering or leaving same, from dangers caused by passing motorists, and providing for penalties for the violation thereof, and declaring an emergency."

H. B. No. 631, A bill to be entitled "An Act to amend Section 2 of Article 2135, Revised Statutes, 1925, so

as to provide that all civil officers of this State and of the United States other than first and second class postmasters shall be exempt from jury service; and to amend Section 9 of said article so as to provide for the exemption from jury service active members of organized fire companies in towns and cities of 1500 population, except where such town or city has one or more paid firemen, and declaring an emergency."

H. B. No. 648, A bill to be entitled "An Act amending Article 7058, Revised Statutes of 1925, and declaring an emergency," with amendments.

H. B. No. 879, A bill to be entitled "An Act providing that any interested party not willing to abide by the final decision of the Industrial Accident Board shall, in the manner provided by law, bring suit in the county where the injury occurred, to set aside final decision, etc., and declaring an emergency," with amendments.

The Senate has concurred in House amendments to Senate joint resolution No. 28 by the following vote: Yeas 30, nays 0.

Respectfully,

BOB BARKER,

Secretary of the Senate.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 356, to the Committee on Criminal Jurisprudence.

Senate bill No. 626, to the Committee on Appropriations.

RECESS.

Mr. Adams of Jasper moved that the House recess to 9 o'clock a. m. tomorrow.

Mr. McDougald moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. Keller moved that the House recess to 8:30 o'clock p. m. today.

Mr. Kennedy moved that the House recess to 8 o'clock p. m. today.

Mr. McCombs moved that the House recess to 8 o'clock a. m. tomorrow.

Mr. Keller moved that the House recess to 8:14 o'clock p. m. today.

Mr. Howsley moved that the House adjourn until 8:30 o'clock a. m. tomorrow.

The motion of Mr. McCombs prevailed and the House, accordingly, at 7:15 o'clock p. m., took recess to 8 o'clock a. m. tomorrow.

APPENDIX.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 553, "An Act declaring the counties of Cameron, Willacy, Hidalgo, Starr, Zapata, Jim Hogg, Kennedy, Brooks, Kleberg, Nueces, Webb, Jim Wells, Duval, San Patricio, Live Oak, Refugio, Bee, McMullen, Dimmit, LaSalle, Maverick, Zavala, Frio, Atascosa, Wilson, Karnes, DeWitt, Victoria, Goliad, Calhoun, Aransas, to constitute what shall be known in the future as the citrus zone of this State; naming certain pests which are a menace and a public nuisance to the citrus industry; prohibiting shipment of any nursery stock into the citrus zone which are infested with any of the diseases enumerated herein; providing a penalty for violation, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 737, "An Act amending Article 1019 and Article 1027 of 1925 Code of Criminal Procedure, providing that no costs shall be paid by the State where the defendant is indicted for a felony and his punishment assessed by a fine or imprisonment in jail or convicted of a misdemeanor and that all costs thus incurred shall

be taxed and collected as, in misdemeanor cases. Also providing that all officers shall return to the State Treasurer a sum of money equal to the amount he received from the State in such cases and their bondsmen shall be liable for such sum, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 867, "An Act to amend Article 775 of Chapter 3, Title 9, of the Code of Criminal Procedure of Texas of 1925, prescribing when the sentence shall be an indeterminate sentence, and fixing the time a penitentiary sentence shall begin to run, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 842, "An Act authorizing the executor or administrator of estates, upon application and order authorizing same, to renew and extend obligations owing to or by such estates, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1001, "An Act amending Article 614, Revised Criminal Statutes of Texas, 1925, governing roping contests; providing a penalty, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 749, "An Act requiring the Game, Fish and Oyster Commission, with the approval of the commissioners court of any county of the State of Texas, to set aside and designate portions of the public fresh water lakes, streams, creeks, rivers, lagoons and ponds of this State, except in Wichita, Clay, Baylor and Wilbarger counties, as fish sanctuaries for the propagation in their natural state of fresh water fish; requiring the Commission to make a survey of such waters for the purpose of determining where such sanctuaries are required; requiring the Commission to set aside such sanctuaries where required and limiting the time for which such sanctuaries may be created, and the percentage of the public fresh water stream or other body of water which may be set aside in any county; providing the manner of designating such sanctuaries; making it unlawful to take, catch or remove any fish from such sanctuaries and prescribing penalties for violation, and declaring an emergency,"

Have carefully compared same and
find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 358, "An Act to regulate the sale and lease of lands set apart for the benefit of the public free school fund, and to set apart certain areas for the public free school fund, and to provide for the disposition and sale of minerals contained in all islands, salt waters, bays, lakes, inlets, marshes and reefs owned by the State within tide water limits, and that portion of the Gulf of Mexico within the jurisdiction of Texas, and all unsold public free school lands, both surveyed and unsurveyed; providing for prospecting for gold, silver, platinum, cinnabar, and other metallic ores and precious stones, and the lease of lands therefor; providing

for the disposition of the proceeds from such sales and leases; providing for interest upon past due interest; providing for the issuance of muniments of title; providing for the issuance of patents on certain head-right, homestead, pre-emption and scrip surveys; prescribing preferences and forfeitures; defining surveyed and unsurveyed land; providing generally the method and means for the sale of public school lands, and the lease and development of the public school lands and coastal areas; repealing Articles 5323, 5338 and 5374, and all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and
find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 434, "An Act amending Chapter 92 of the Acts of the First Called Session of the Forty-first Legislature of the State of Texas, and declaring an emergency,"

Have carefully compared same and
find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 195, "An Act making it unlawful for any person, acting for himself or as an officer or purported officer of any association, firm or corporation, to execute or deliver to any other person, association, firm or corporation any instrument in writing purporting to convey land or interest in land within this State, when such person knows that neither he nor the association, corporation or firm for which he is acting or purports to act is the owner of or has an interest in the land described in said instrument; and making it unlawful for any person, acting in his individual capacity or in behalf of such organization, to receive such instrument or to tender the same for record, knowing at the time of receiving or ten-

dering that the person, firm or corporation executing such instrument was not the owner of the land nor the interest therein which said instrument conveys or purports to convey; providing a penalty for the violation of this act, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 471, "An Act authorizing suits to be brought and maintained against persons owning or claiming any interest in lands in cases (a) when land or any interest therein has been or may hereafter be conveyed, or any lease or contract with reference to land made by written instrument to any person as trustee and in such conveyance or instrument constituting source of title the names of the persons taking or holding the beneficial or equitable title are not disclosed and are unknown, and (b) when land or an interest therein has been conveyed or any lease or contract with reference to land made by written instrument to an association, joint stock company or partnership, and after such conveyance said association, joint stock company or partnership has been dissolved and the names of the persons owning, acquiring or becoming the owners of the assets and lands of such association are not disclosed in such conveyance and are unknown; providing how such unknown persons shall be made parties; prescribing the procedure in such cases, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 921, "An Act authorizing and directing the board of directors and other managing officers of A. &

M. College to create and operate a firemen's training school as a part of said college, providing for the creation of a board to advise in the conducting of the same, making an appropriation therefor, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 763, "An Act to provide that no person transported by the owner or operator of a motor vehicle over the highways of this State as the guest of such owner or operator and without pay, shall have a cause of action for injury or death in case of accident, unless such accident shall have been intentional or heedless, or reckless; providing exceptions, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, May 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 860, "An Act repealing Chapter 23, Acts Second Called Session, Forty-first Legislature, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

FIFTY-EIGHTH DAY.

(Continued.)

(Thursday, May 21, 1931.)

The House met at 8 o'clock a. m., and was called to order by Speaker Minor.

SENATE BILL NO. 206 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,